

REMARKS

Claims 21-40 are pending in the present application. In the above amendments, claims 21, 26-31, and 36-40 have been amended. Therefore, after entry of the above amendments, claims 21-40 will be pending in this application. Applicants believe that the present application is now in condition for allowance, which prompt and favorable action is respectfully requested.

Interview Summary

Applicants' representative Raphael Freiwirth conducted a telephonic interview with Examiner Bhattacharya on August 28, 2006, as reported in the Examiner's Interview Summary. During the interview, issues related to overcoming the applied prior art in Dutta (U.S. Patent No. 6,407,986) ("Dutta") were discussed. Applicants agreed to amend the independent claims to overcome the applied prior art by providing limitations for push-to-talk communications.

35 U.S.C. 102 Rejection

Claims 21, 26, 31 and 36 are rejected under 35 U.S.C. 102 as being allegedly anticipated by Dutta. Applicants respectfully traverse the rejection. Applicants believe that amendments to the independent claims have overcome the previous rejections. That is, neither Dutta, Wiberg et al. (Patent No. 6,407,986) ("Wiberg") nor Sayeedi (U.S. Patent Application No. 20020145990) ("Sayeedi"), separately or in combination, disclose, teach or suggest the limitations to extract the information from the frame and deliver the information to the mobile station on a forward common channel for a push-to-talk communication.

Dependent Claims

Claims 22-25, 27-30, 32-35 and 37-40 depend directly or ultimately from, and include all the subject matter of, claims 21, 26, 31 and 36, and should be allowed for at least the same reasons presented above regarding the independent claims as well as the additionally recited features found in the claims. Because independent claims 21, 26, 31 and 36 are believed to be allowable, Applicant has not argued or otherwise relied on independent patentability of dependent claims, but reserves the right to do so in this or any subsequent proceeding.

CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

Dated September 9, 2006

By: /Raphael Freiwirth/
Raphael Freiwirth
Reg. No. 52,918
(858) 651-0777

QUALCOMM Incorporated
Attn: Patent Department
5775 Morehouse Drive
San Diego, California 92121-1714
Telephone: (858) 658-5787
Facsimile: (858) 658-2502